IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Criminal Writ Petition No.106 of 2006 (M/B)

Tikam Singh S/o Sri Dalip Singh,
R/o Village Kaunta, Patti Garharhi,
Tehsil Dhari, District Nainital. …….. Petitioner

Versus

1. State of Uttarakhand,
   through Secretary Home Affairs,
   Dehradun.
2. Patti Patwari (Revenue Police),
   C/o Naib Tehsildar Dhari (Investigating Officer),
   Tehsil Dhari, District Nainital.
3. Sri Pooran Singh Bisht S/o Sri Khim Singh,
   R/o Kaunta Patti Gargarhi,
   Tehsil Dhari, District Nainital.
4. Station House Officer,
   Umara Police Station, Surat,
   Gujrat.
5. Sadanand Haridas Madhyan,
   Flat No. C/10 Golden Avenue,
   City Light Area, Surat. ……. Respondents

Mr. Prem kaushal, Advocate on behalf of Mr. R.S. Sammal, Advocate for the petitioner.
Mr. Prabhakar Joshi, Brief Holder for respondents Nos. 1, 2 & 4.
Mr. Piyush Garg, Advocate on behalf of Mr. B.K. Gupta, Advocate for respondent No. 3.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble J.C.S. Rawat, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. Prem kaushal, Advocate on behalf of Mr. R.S. Sammal, Advocate for the petitioner.

Mr. Prabhakar Joshi, Brief Holder for respondents Nos. 1, 2 & 4.

Mr. Piyush Garg, Advocate on behalf of Mr. B.K. Gupta, Advocate for respondent No. 3.

2. Mr. Prabhakar Joshi, the learned Brief Holder submits that the writ petition filed by the petitioner Tikam Singh seeking quashing of the First Information Report and the case registered against him as, now,

become infructuous, as the police, after the completion of the investigation, did not find any case worth filing charge sheet against the petitioner and, as such, a final report is proposed to be submitted in the case before the concerning court in the near furure.

3. In this view of the matter, the writ petition is dismissed as infructuous with the further direction that the interim order dated 01.02.2006 shall continue to remain in force till the submission of the final report in the case before the concerning court.

(J.C.S. Rawat, J.) **(Raveej Gupta, C.J.)**
10.05.2007 10.05.2007

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